

The Honorable Barbara J. Rothstein

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA**

FREEDOM FOUNDATION, a  
Washington non-profit corporation,

Plaintiff,

v.

JOEL SACKS, in his official capacity as  
Director of Washington State Department  
of Labor & Industries; HEATHER  
NORMOYLE, in her individual capacity;  
and ELIZABETH SMITH, in her  
individual capacity,

Defendants.

NO. 3:19-cv-05937-BJR

STIPULATED MOTION AND  
ORDER AMENDING BRIEFING  
SCHEDULE DATES

**I. MOTION**

The Court signed and filed an Order on the Parties' Joint Motion to Set Briefing Schedule and Extension Case Scheduling Order Dates on December 11, 2020. On review of the Order (Dkt. 67), Defendants realized that a typographical error had been made in the Stipulation and the Proposed Order submitted to the Court. The only two dates that were incorrect were with regard to Defendants' Opposition to Plaintiff's Cross Motion and Reply, and Plaintiff's Reply in Support of Cross-Motion for Summary Judgment. The Parties agree that the Defendants' Opposition should be due February 4, 2021, and the Plaintiff's Reply should be due February

18, 2021. The Parties request that the Court enter an updated Order amending those two dates. All other dates in the Order remain the same. Defendants apologize for the error.

## II. STIPULATION

IT IS HEREBY STIPULATED by the parties, through their undersigned counsel, that this Court should enter an order providing that:

1. The following briefing and hearing schedule shall govern resolution of this case:

DATE	EVENT
January 7, 2021	Plaintiff's Cross-Motion for Summary Judgment and Opposition to Defendants' Motion for Summary Judgment (Maximum 45 pages)
February 4, 2021	Defendants' Opposition to Plaintiff's Cross-Motion and Reply in Support of Motion for Summary Judgment (Maximum 40 pages)
February 18, 2021	Plaintiff's Reply in Support of Cross-Motion for Summary Judgment (Maximum 25 pages)
April 12, 2021	Motions in <i>limine</i> should be FILED and NOTED
April 26, 2021	Agreed pretrial order LODGED with the Court
May 3, 2021	Pretrial conference will be held at 8:30 a.m.
May 3, 2021	Trial brief, proposed <i>voir dire</i> & jury instructions due
May 17, 2021	JURY TRIAL set for 9:00 a.m.

2. Except as amended via this stipulation, all other scheduling Orders issued in this case shall remain in full force and effect.

1 It is SO AGREED this 11th day of December, 2020.

2 /s/ Brendan Selby

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**ORDER**

Having reviewed the foregoing stipulation and good cause appearing therefore, IT IS  
HEREBY ORDERED:

1. The following briefing and hearing schedule shall govern resolution of this case:

DATE	EVENT
January 7, 2021	Plaintiff's Cross-Motion for Summary Judgment and Opposition to Defendants' Motion for Summary Judgment (Maximum 45 pages)
February 4, 2021	Defendants' Opposition to Plaintiff's Cross-Motion and Reply in Support of Motion for Summary Judgment (Maximum 40 pages)
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May 3, 2021	Trial brief, proposed <i>voir dire</i> & jury instructions due
May 17, 2021	JURY TRIAL set for 9:00 a.m.

2. Except as amended via this stipulation, all other scheduling Orders issued in this case shall remain in full force and effect.

IT IS SO ORDERED.

DATED this 14th day of December, 2020.



The Honorable Barbara J. Rothstein  
U.S. DISTRICT COURT JUDGE